

CITY OF PASADENA
City Council Minutes
October 17, 2005 - 5:30 P.M.
Pasadena Senior Center, Multi-purpose Room
85 East Holly Street

REGULAR MEETING

OPENING:

Mayor Bogaard called the regular meeting of the City Council to order at 5:45 p.m. (Absent: Councilmembers Gordo, Tyler)

On order of the Mayor, the regular meeting of the City Council recessed at 5:45 p.m., to discuss the following closed sessions:

CITY COUNCIL CONFERENCE WITH LABOR NEGOTIATORS
pursuant to Government Code Section 54957.6
Agency Negotiators: Karyn Ezell, Richard Kunz
Employee Organization: Unrepresented Employees:
Unrepresented Police Lieutenants, Commanders and Deputy
Police Chief

The above closed session item was not discussed and was deferred one week.

CITY COUNCIL CONFERENCE WITH LEGAL COUNSEL
regarding pending litigation pursuant to Government Code
Section 54956.9(a)
Case Name: Jane Orr v. City of Pasadena, et al.
Case No.: GC016142

The above closed session item was discussed, with no reportable action at this time.

On order of the Mayor, the regular meeting of the City Council reconvened at 6:30 p.m. The Pledge of Allegiance was led by Mayor Bogaard.

ROLL CALL:

Councilmembers:

Mayor Bill Bogaard
Vice Mayor Steve Madison
Councilmember Victor Gordo
Councilmember Steve Haderlein
Councilmember Chris Holden
Councilmember Paul Little
Councilmember Joyce Streater
Councilmember Sidney F. Tyler, (Absent)

Staff:

City Manager Cynthia J. Kurtz
City Attorney Michele Beal Bagneris
City Clerk Jane L. Rodriguez

CEREMONIAL

Councilmember Holden requested the meeting be adjourned in memory of Ed Bryant who passed away, noting he was a very active member of the community and very committed to young people in this community.

Councilmember Little requested the meeting also adjourn in memory of Lance Corporal Sergio Escobar, Pasadena resident who gave his life in service to our Country in Iraq.

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

CONSIDERATION OF CALL FOR REVIEW OF CITY STAFF DECISION TO THE DESIGN COMMISSION FOR CONCEPT DESIGN REVIEW FOR THE CONSTRUCTION OF A TWO-STORY, 12-UNIT OFFICE AND RETAIL BUILDING AND DEMOLITION OF AN EXISTING SERVICE STATION AT 208 E. ORANGE GROVE BOULEVARD (MUNOZ PLAZA), CASE NO. PLN2005-00028 (Councilmember Gordo)

The Mayor stated correspondence had been received that indicates the developer of that project has, after conferring with staff, deferred the project with the understanding that it will be restructured with the help of additional professional assistance and will be resubmitted for City approval.

PUBLIC COMMENT

Mr. Mike Zoeller, Chair, Board of Directors of the San Gabriel Valley Chapter of the American Red Cross, distributed handout materials of Red Cross Financial Statements and briefly discussed the controls and safeguards on handling of disaster relief funds.

Ms. Kathy Fraser, PTA President at Pasadena High School (PHS) and parent, expressed opposition to the drop-off plan to close the PHS access gates at the intersection of Rose Drive and Cooley Place. She requested the City Council oppose the plan and work with school administration, parents, and the community around PHS to make this a plan that everyone can work with.

Ms. Tracy Mikuriya, parent of PHS student, also voiced opposition to the drop-off plan to close the back gates to Pasadena High School.

Councilmember Haderlein provided a brief update on the plan and indicated it was his understanding that additional meetings are planned between the School Board and the PHS community, and expressed his willingness to take part in those meetings to help with this process.

CONSENT CALENDAR
Item discussed separately
at the request of
Councilmember Little.

CONTRACT AWARD TO PERRY C. THOMAS CONSTRUCTION INC. FOR THE DRAINAGE IMPROVEMENT OF FLAT STREETS - 2005 FOR AN AMOUNT NOT TO EXCEED \$140,000

**CONTRACT AWARD TO E.C. CONSTRUCTION FOR THE
INSTALLATION OF TRAFFIC CHOKERS IN BUNGALOW
HEAVEN - PHASE 1 FOR AN AMOUNT NOT TO EXCEED
\$136,000**

Recommendation of City Manager:

(1) Accept the bid dated September 23, 2005, submitted by E. C. Construction in response to the Installation of Traffic Chokers in Bungalow Heaven - Phase 1, reject all other bids received and authorize the City Manager to enter into a contract not to exceed \$136,000, which includes the base bid of \$123,926.75 and \$12,073.25 for any additional work the City may order pursuant to the project specifications.

(2) Acknowledge the project to be categorically exempt under Section 21084 of the California Environmental Quality Act (CEQA) of 1984 in accordance with Article 19, Section 15301 (Class 1), subsection © of the Resources Agency of California Guidelines (minor alterations involving negligible expansion of use beyond that previously existing) pursuant to the findings of the Secretary of the Resources Agency and authorize the City Manager to execute, and the City Clerk to file, a Notice of Exemption for the project with the Los Angeles County Clerk. (Contract No. 18,952)

**AUTHORIZATION TO INCREASE THE NOT TO EXCEED
AMOUNT OF PURCHASE ORDER CONTRACT 29086 WITH
ADVANCED APPLIED ENGINEERING INC.**

Recommendation of City Manager: It is recommended that the City Council authorize a \$25,000 increase to Purchase Order No. 29086 with Advanced Applied Engineering Inc. for provision of an Interim Assistant City Manager, thereby increasing the not to exceed amount from \$119,500 to \$144,500.

It is further recommended that the City Council find that this transaction is exempt from the competitive selection process of the Competitive Bidding and Purchasing Ordinance, pursuant to Pasadena Municipal Code Section 4.08.049(B), contracts for which the City's best interests are served.

MINUTES APPROVED

October 3, 2005

**CLAIMS RECEIVED AND
FILED**

Claim No. 9939	Gregory R. Ryan	\$	Not Stated
Claim No. 9940	Hermitage Investment LLC., GRE Development, Inc., Wei Kwang-Wang, Su Chen Wang, and Sandy Wang		Not Stated 1,680.00
Claim No. 9941	Jane R. Wu		
Claim No. 9942	Victor & Nicole Manuelli; Diane Hamilton Margrave; Jessie Rogers;and George & Laura Wood		Not Stated
Claim No. 9943	Barbara Jill Andersen		1,863.59
Claim No. 9944	Jacqueline Neal		275.00

PUBLIC HEARING SET

November 7, 2005, 8:00 p.m. - Proposed Garfield Heights Zone Change

It was moved by Councilmember Holden, seconded by Councilmember Haderlein, to approve the Consent Calendar, with the exception of Item 1 (Contract Award to Perry C. Thomas Construction, Inc.), which was discussed separately. (Motion unanimously carried) (Absent: Councilmember Tyler)

**CONSENT CALENDAR
ITEM DISCUSSED
SEPARATELY**

CONTRACT AWARD TO PERRY C. THOMAS CONSTRUCTION INC. FOR THE DRAINAGE IMPROVEMENT OF FLAT STREETS - 2005 FOR AN AMOUNT NOT TO EXCEED \$140,000

Recommendation of City Manager:

(1) Accept the bid dated September 21, 2005 submitted by Perry C. Thomas Construction Inc., in response to the Specifications for the Drainage Improvement of Flat Streets - 2005, reject all other bids received, and authorize the City Manager to enter into a contract not to exceed \$140,000, which includes the base bid of \$126,705 and \$13,295 for any additional work the City may order pursuant to the project specifications.

(2) Acknowledge the project to be categorically exempt under Section 21084 of the California Environmental Quality Act (CEQA) in accordance with Article 19, Section 15301 (Class 1), subsection (c) of the Resources Agency of California Guidelines (repair of existing public streets) pursuant to the findings of the Secretary of the Resources Agency and authorize the City Manager to execute, and the City Clerk to file, a Notice of Exemption for the project with the Los Angeles County Clerk.

In response to Councilmember Little's questions, Mr. Martin Pastucha, Director of Public Works, indicated that none of the improvements are within the proposed vacation. He also noted a priority list based on a formula, given worst condition of flat streets, is being followed, and noted he did not have the proposed years for locations in District 2 (specifically Loma Vista between Hill Avenue and Allen Avenue, and Howard Street east of Mar Vista) and would provide that information to Councilmember Little.

Councilmember Little also requested a copy of the criteria used to evaluate the streets.

It was moved by Councilmember Little, seconded by Councilmember Holden, to approve the City Manager's recommendation, with the understanding that the City is not regrading the part of the street that is being considered for vacation. (Motion unanimously carried) (Absent: Councilmember Tyler)

CEREMONIAL MATTERS

PRESENTATION BY SENATOR JACK SCOTT REGARDING THE STATE OF THE STATE

Senator Jack Scott briefly discussed his accomplishments in the 2005 legislative session, provided highlights of the 2005 State

Budget, including the payment of the Vehicle License Fee to cities and counties, the allocation of the full amount of transportation funding to local government approved by the voters under Proposition 42, and funding for Medicare programs. He briefly discussed his involvement in education issues, funding for schools, and provided an overview of education-related bills highlighting SB 70 relating to vocational education. Senator Scott provided an update on SB148 (Nuisance Liquor Stores) and his continued work on this Bill. He also referred to the November 8 State Special Election and expressed his concerns regarding Proposition 76, and responded to questions.

Councilmembers Streator and Gordo thanked Senator Scott for his continued work on SB 148.

Councilmember Little expressed appreciation to Senator Scott for his commitment to community colleges.

Mayor Bogaard thanked Senator Scott for being present, for his efforts on behalf of his District, his responsiveness to this City on individual issues, and his ongoing availability.

REPORTS AND COMMENTS FROM COUNCIL COMMITTEES

Councilmember Little was excused at 7:35 p.m.

AMENDMENT TO MASTER LICENSE AGREEMENT BETWEEN THE CITY OF PASADENA AND THE TOURNAMENT OF ROSES ASSOCIATION FOR MANAGING THE 2010 BOWL CHAMPIONSHIP SERIES FOOTBALL GAME

Recommendation of Rose Bowl Operating Company: It is recommended that the City Council approve an amendment to the Master License Agreement between the City of Pasadena and the Tournament of Roses Association for the 2010 National Championship Bowl Championship Series (BCS) Football Game (including an option to host the 2014 and 2018 Championship Games). (Contract No. 18.313-2)

Councilmember Gordo, Chair of the Economic Development and Technology Committee, summarized the report.

It was moved by Councilmember Gordo, seconded by Councilmember Haderlein, to approve the Rose Bowl Operating Company's recommendation. (Motion unanimously carried) (Absent: Councilmembers Little, Tyler)

STRATEGIC WORK PLAN FOR THE FUTURE OF THE ROSE BOWL STADIUM

Councilmember Little returned at 7:41 p.m.

Recommendation of Rose Bowl Operating Company: It is recommended that the City Council approve:

- (1) The development of a Strategic Work Plan for the future of the Rose Bowl Stadium, according to the outline set forth in the agenda report;
- (2) The allocation of up to \$250,000 in City of Pasadena funds for the development of the Strategic Work Plan; and
- (3) The postponement of the implementation of Recommendations

Nos. 1 and 2 until the results of the initiative concerning the National Football League (NFL) is determined.

Councilmember Gordo, Chair of the Economic Development and Technology Committee, summarized the report.

Mr. Darryl Dunn, General Manager of the Rose Bowl, further summarized the report.

Mr. William Thomson, Vice Chair of the RBOC, responded to questions.

Councilmember Madison, member of the Economic Development and Technology Committee, noted he had been the dissenting vote on this item at the Committee, discussed the reasons for his vote, and expressed opposition to postponing work on the Strategic Work Plan.

The City Clerk provided a brief update on the status of the Initiative concerning the NFL and Rose Bowl Stadium Renovation and distributed and reviewed generic deadlines for municipal initiatives. She also responded to questions pertaining to campaign filings received by the City Clerk's Office.

The City Manager clarified the recommended action does not appropriate any dollars at this time.

Mr. Dunn briefly discussed the preliminary work that could be accomplished between now and six months, indicating it would be very limited as there would be no funds allocated, and would include such things as getting an RFP in order, visiting other stadiums, getting other concepts, and a continued open dialogue with the Tournament of Roses and UCLA.

Mayor Bogaard expressed preference for setting the whole report aside and bringing it back to Council in four to six months.

Following a brief discussion, it was moved by Councilmember Gordo, seconded by Councilmember Little, to hold off on Recommendations 1, 2 and 3 for six months, and have the RBOC come back to Council then. (Motion carried with Councilmember Madison objecting) (Absent: Councilmember Tyler)

RECOMMENDATIONS FROM OFFICERS AND DEPARTMENTS

ESTABLISHMENT OF INTERIM POLICIES AND GUIDELINES FOR CONDUCTING SPECIAL EVENTS IN CITY PARKS, WITH SPECIFIC CRITERIA FOR LARGE-SCALE EVENTS

Recommendation of City Manager: It is recommended that the City Council adopt the interim policies and guidelines included as Attachment A of the agenda report for conducting special events in City parks.

Recommendation of the Recreation and Parks Commission: At their meeting of October 4, 2005, the Recreation and Parks

Commission recommended adoption of the interim policies and guidelines for special events in City parks. The Commission further recommended that these interim policies and guidelines return to the Commission by June 30, 2006 for reconsideration and potential modification, so that the final document includes consideration of such emerging data as findings from the Open Space/Green Space Element, Recreation and Parks Master Plan, and Cost of Service Study findings regarding park fees.

Councilmembers Little, Streater and Haderlein expressed concern that specific information requested was not included in the report.

Councilmember Little expressed concern that the Tournament of Roses had not been included in the discussions and requested the item be held. He requested that the Tournament of Roses be specifically asked about the recommendations and whether there would be any impacts to their operations. He also expressed concern regarding the number of Rose Bowl displacement events outlined in the report and stressed the need to consider the appropriate number of events.

It was noted Ms. Anita Fromholtz, Chair of the Recreation and Parks Commission, had submitted a letter and that it would be made part of the record.

Councilmember Streater indicated she would like to know, in determining the maximum capacity for large scale events at Brookside Park and the fact that you need to allocate or reserve parking for events that are currently there as permanent, that those factors have been taken into consideration.

Councilmember Haderlein requested the following information: What is the policy on the number of days that the City shuts down a park for filming, what revenue is generated, and what is the use of those dollars? He also expressed concern regarding the maximum number of large events allowed per park annually.

Mayor Bogaard questioned why events that are not co-sponsored by the City and are not intricately involved in our community are even considered.

The City Manager responded to questions and noted staff would return to Council in one month with the information requested.

RECESS

On order of the Mayor, the regular meeting of the City Council recessed at 8:54 p.m. to a regular meeting of the Community Development Commission

RECONVENED

On order of the Mayor, the regular meeting of the City Council reconvened at 8:55 p.m. (Absent: Councilmember Tyler)

PUBLIC HEARING:

PUBLIC HEARING: CALL FOR REVIEW OF CONDITIONAL USE PERMIT NO. 4419 FOR TRANSPORTATION DISPATCH FACILITY (VEHICLE TOWING) AND VEHICLE STORAGE, 1355 NORTH LINCOLN AVENUE


Mayor Bogaard announced that legal counsel for the property owner asked that the Public Hearing be cancelled and that they will address the issues in a different procedural avenue.

COUNCIL COMMENTS

Councilmember Holden referred to last week's discussion on Measure B (Taxpayer Protection Amendment/Oaks Initiative) and the comments made by public speakers directed towards Gene and Marilyn Buchanan, and noted for the record that the Buchanans are fine outstanding people and do not deserve to be attacked in that manner.

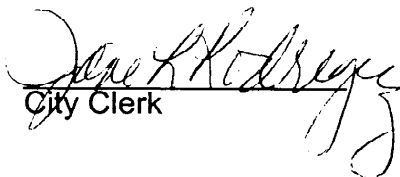
ADJOURNMENT

On order of the Mayor, the regular meeting of the City Council adjourned in memory of Ed Bryant and Lance Corporal Escobar at 8:58 p.m.



Bill Bogaard, Mayor
City of Pasadena

ATTEST:



City Clerk